

IN THE DRAWINGS:

A drawing is introduced in compliance with a requirement pursuant to 37 CFR
1.81(c).

REMARKS

The Office Action dated October 6, 2005 has been reviewed and carefully considered. Claims 5-20 are added. Claims 1-20 are pending, claims 1, 2 and 15 being the independent claims. Claims 1-4 are amended. Reconsideration of the above-identified application, as amended and in view of the following remarks, is respectfully requested.

A drawing is introduced in compliance with a requirement under 37 CFR 181(c).

The specification is amended in correspondence with the introduced drawing. No new matter is added.

The Office action objects to the specification for lacking headings. Applicant(s) respectfully traverse(s) this objection. Subject headings are not statutorily required for filing a non-provisional patent application under 35 USC 111(a), but per 37 CFR 1.51(d) are only guidelines that are suggested for applicant's use. Furthermore, the Office has stated that it will not require conformance with the format set forth in 37 CFR 1.77. (See Miscellaneous Changes in Patent Practice, Response to comments 17 and 18 (Official Gazette, August 13, 1996) [Docket No: 950620162-6014-02] RIN 0651-AA75 ("Section 1.77 is permissive rather than mandatory. ... [T]he Office will not require any application to comply with the format set forth in 1.77"). Accordingly, withdrawal of this objection to the specification is also respectfully requested.

Claims 1 and 2 stand rejected under 35 U.S.C. 112, second paragraph, as indefinite.

The amendment of claims 1 and 2 is believed to render moot the instant ground of rejection.

The amendment of claim 1 finds support in the specification (e.g., [0007], [0013]-[0020]).

The amendment of claims 2 finds support at least in [0012].

Claims 2 and 3 stand rejected under 35 U.S.C. 1010 as directed to non-statutory subject matter.

The amendment of claims 2 and 3 is believed to overcome the instant ground of rejection.

The amendment of claim 4 finds support at least in [0012] and [0020].

Claim 2 stands rejected under 35 U.S.C. 102(a) as anticipated by the applicant's allegedly admitted prior art ("AAAPA").

Claim 2, as amended, recites a data structure that is not believed to be anticipated, nor rendered obvious by, the AAAPA.

The Office Action refers to lines 6-13 of page 2 in the instant specification.

However, the applicant submits that claim 2, as amended, is not anticipated, or rendered obvious, by any prior art disclosure in this passage.

Claims 1, 3 and 4 stand rejected under 35 U.S.C. 103(a) as unpatentable over the "AAAPA" and WO 99/37072 to Jones et al. ("Jones").

Claim 1, as amended, recites, ". . . said hinted file being configured with a specification of a number of network packets for each MPEG-4 data entity in said output

of said media track generator in said hinted file and, for each of said packets for said entity, a size in bits of a fragment to be created by said segmenting. . ."

The Office Action seems to imply that lines 6-9 of page 34 in Jones constitute disclosure of the above-quoted aspect of claim 1, as amended.

The applicant is unable to find such an interpretation for the passage the Office Action cites.

Nor can the other passage, lines 1-11 of page 24 in Jones, which the Office Action cites make up the difference.

Jones, and any prior art mentioned in the instant specification, alone or in combination, do not anticipate or render obvious the above-quoted aspect of claim 1.

Claim 3 recites the corresponding hinted file syntax and is likewise deemed to distinguish patentably over any prior art in the specification in view of Jones.

New claims 5, 6, 9-11, 13, 19 and 20 find support at least in [0020].

New claim 7 finds support at least in [0001] and [0007].

New claim 15 finds support at least in [0029]-[0030].

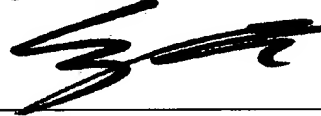
New claims 12 and 18, find support at least in [0012].

New claims 14, 16, and 17, find support in the specification (e.g., [0007], [0013]-[0020]).

For all the foregoing reasons, it is respectfully submitted that all the present claims are patentable in view of the cited references. A Notice of Allowance is respectfully requested.

Respectfully submitted,

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 3/6/06
(Signature and Date)